IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY THIRD DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 3245 of 2005

Between:

B.Pandu S/o.B.Rama Mallaiah
R/o.H.No.21/124, Indira Nagar, Behind RTC Bus Stand Adoni, Kurnool District.

..... PETITIONER

AND

1 The Assistant Commissioner of Labour, Kurnool
2 The Managing Director A.P.State Handlooms Weavers Cooperative Society Limited, Hyderabad.
3 The Divisional Market Officer A.P.State Handlooms Weavers Cooperative Society Limited, Kurnool.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to declare the inaction on the part of the 1st respondent in not initiating recovery proceedings against respondents 2 and 3 herein in pursuance of the order dt.24.2.2003 passed in Sa.No.29/2001 by him as confirmed in appeal SA No.3/2003, as illegal, arbitrary and unjust by issuing appropriate writ, order or direction, one in the nature of writ of mandamus and pass such other order or orders.

Counsel for the Petitioner:MR.M.V.S.SURESH KUMAR

Counsel for the Respondent No.1: GP FOR LABOUR

Counsel for the Respondent Nos.2 and 3:

The Court at the admission stage made the following O R D E R:

This writ petition is filed questioning the inaction on the part of the first respondent in not initiating recovery proceedings against respondents 2 and 3 in pursuance of the order dated 24.02.2003 passed in S.A.No.29 of 2001.

Whether the petitioner is legal heir or whether he is entitled for the benefits in pursuance of the S.A.No.29 of 2001 is to be decided by the first respondent. Since the petitioner made representation to the first respondent on 19.04.2004, without going into merits into the case, the writ petition is disposed of directing the first respondent to dispose of the representation within one month from the date of receipt of a copy of this order.

Accordingly, the writ petition is disposed of. No costs.

23.02.2005

usd

To

1 The Assistant Commissioner of Labour, Kurnool
2 The Managing Director A.P.State Handlooms Weavers Cooperative Society Limited, Hyderabad.
3 The Divisional Market Officer A.P.State Handlooms Weavers Cooperative Society Limited, Kurnool.

4 2 CD copies

5 1 CC to MR.SURESH KUMAR

6. Two CCs to G.P. for Labour, High Court of A.P., Hyderabad (OUT)

*Form-NIC-OGS/WP{**MPL**}*